

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

KEN WALTERS, et al.,

Plaintiffs,

No. C 05-0035 PJH

v.

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

JERRY DEAN FREY, individually and
d/b/a J.D. FREY EXCAVATING,

Defendant.

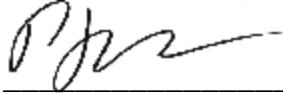
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The court has reviewed Magistrate Judge Chen's report and recommendation
regarding plaintiff's motion for default judgment. Defendant filed no objections to the report.
The court finds the report correct, well-reasoned and thorough, and adopts it in every respect.
Accordingly, the motion for default judgment is GRANTED.

The court awards \$4,376.61 in unpaid contributions, \$648.25 in liquidated damages,
\$2,439.76 in interest, and \$1,861.50 in attorneys' fees and costs, for a total of \$9,326.12.

IT IS SO ORDERED.

Dated: September 26, 2005



PHYLLIS J. HAMILTON
United States District Judge